



Winston H. Hickox  
Secretary for  
Environmental  
Protection

# California Regional Water Quality Control Board

## Santa Ana Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb8>  
3737 Main Street, Suite 500, Riverside, California 92501-3339  
Phone (909) 782-4130 - FAX (909) 781-6288



Gray Davis  
Governor

### ADDENDUM TO AGENDA ANNOUNCEMENT

#### REGIONAL BOARD MEETING

Tuesday, July 1, 2003

9:00 A.M.

City Council Chambers  
25541 Barton Road  
Loma Linda

#### TO: AGENDA MAILING LIST

##### NOTICE

Changes and postponements may occur to this agenda. Such updates will be placed on our website and automatically forwarded immediately to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list may do so, as follows: go to [www.swrcb.ca.gov/rwqcb8](http://www.swrcb.ca.gov/rwqcb8) and choose "Subscribe to Electronic Mailing Lists" from the homepage. Those who are not subscribers should visit our website prior to the board meeting date.

Supporting documents for agenda items are now posted on our website at least 7 days prior to the scheduled meeting. To view or download the documentation, go to [www.swrcb.ca.gov/rwqcb8](http://www.swrcb.ca.gov/rwqcb8) and select the item of interest.

#### AGENDA ADDENDUM

The following items have been added and may be considered in Closed Session:

28. **Closed Session:** At any time during the regular session, the Regional Board may adjourn to a closed session to consider litigation, personnel matters, or to deliberate on a decision to be reached based upon evidence introduced during a hearing. Discussion of litigation is within the attorney/client privilege and may be held in closed session.

**Authority:** Government Code Section 11126 (a), (c)(3), and (e). Items that may be discussed in closed session by the Board include litigation related to:

1. Stringfellow Hazardous Waste Site
2. Potential litigation: Discussion of Executive Officer's referral to the District Attorney of Clean Water Act violations for criminal prosecution
3. Kwikset Corporation v. California Regional Water Quality Control Board, Santa Ana Region, Superior Court for Riverside County, Case No. 391541
4. Potential litigation: Yucaipa Glen LLC
5. Cities of Rancho Cucamonga and Upland v. California Regional Water Quality Control Board, Santa Ana Region, and State Water Resources Control Board, Superior Court for San Bernardino County, Case No. RCV 071613





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**Gray Davis**  
Governor

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at [www.swrcb.ca.gov/rwqcb8](http://www.swrcb.ca.gov/rwqcb8).*

## AGENDA ANNOUNCEMENT

### REGIONAL BOARD MEETING

**Tuesday, July 1, 2003**

**9:00 A.M.**

**City Council Chambers**

**25541 Barton Road**

**Loma Linda**

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1. **Introductions**
2. **Public Forum** — (Any person may address the Board at the commencement of the meeting on any matter within the Regional Board's jurisdiction and not related to an item which is to be considered separately. The Regional Board Chair requests that each person addressing the Regional Board observe a five-minute time limit.)
3. **[Approval of minutes of the Regular Meeting of May 16, 2003.](#)**  
{Barbara J. Laffoon 909/782-3285 [blaffoon@rb8.swrcb.ca.gov](mailto:blaffoon@rb8.swrcb.ca.gov) }
4. **Consideration of Consent Calendar Items.** (Items marked with an asterisk are expected to be routine and noncontroversial. The Regional Board will be asked to approve these items at one time without discussion. If any interested party, Board Member or staff requests that an item be removed from the calendar, it will be taken up in the order shown.)



- \*5. **Waste Discharge Requirements, Kimball Avenue, LLC, San Bernardino County, (NPDES No. CA8000401)** — For the removal and clean up of stockpiled manure left from the previous operation of the facility. (*Postponed from the May 16, 2003 meeting.*)  
{Jun Martinez 909/782-3258 [jmartire@rb8.swrcb.ca.gov](mailto:jmartire@rb8.swrcb.ca.gov)} Order No. R8-2003-0019
- \*6. **Waste Discharge Requirements, March Air Reserve Base, Riverside County, (NPDES No. CA8000400)** — Updated requirements for the discharge of treated groundwater from groundwater cleanup sites to storm water channels that are tributary to Reach 3 of the San Jacinto River.  
{Jun Martinez 909/782-3258 [jmartire@rb8.swrcb.ca.gov](mailto:jmartire@rb8.swrcb.ca.gov)} Order No. R8-2003-0055
- \*7. **Waste Discharge Requirements and Producer/User Water Recycling Requirements for Inland Empire Utilities Agency, Regional Water Recycling Plant No. 5, San Bernardino County, (NPDES No. CA8000402)** — For discharges of tertiary treated wastewater from the Regional Water Recycling Plant No. 5 into Reach 1 of Chino Creek, a tributary to Reach 3 of the Santa Ana River.  
{Jun Martinez 909/782-3258 [jmartire@rb8.swrcb.ca.gov](mailto:jmartire@rb8.swrcb.ca.gov)} Order No. R8-2003-0003
- \*8. **Amending Waste Discharge Requirements, Eastern Municipal Water District, Regional Water Reclamation System, Riverside County (NPDES CA8000188)** — Amendment of existing waste discharge requirements to extend the period for implementation of the Lake Elsinore replenishment pilot project from February 1, 2004 to December 1, 2004.  
{Jun Martinez 909/782-3258 [jmartire@rb8.swrcb.ca.gov](mailto:jmartire@rb8.swrcb.ca.gov)} Order No. R8-2003-0066
- \*9. **Amending Waste Discharge Requirements, Elsinore Valley Municipal Water District, Regional Water Reclamation Facility, Riverside County (NPDES NO. CA8000027)** — Amendment of existing waste discharge requirements to extend the period for implementation of Lake Elsinore replenishment pilot project from February 1, 2004 to December 1, 2004.  
{Jun Martinez 909/782-3258 [jmartire@rb8.swrcb.ca.gov](mailto:jmartire@rb8.swrcb.ca.gov)} Order No. R8-2003-0067
- \*10. **Rescissions** — Waste Discharge Requirements for the following facilities are proposed to be rescinded because discharges from the facilities are regulated by other orders, compliance with enforcement orders has been achieved, or the discharges pose an insignificant threat to water quality.  
{Jun Martinez 909/782-3258 [jmartire@rb8.swrcb.ca.gov](mailto:jmartire@rb8.swrcb.ca.gov)} Order No. R8-2003-0078

ORDER NO.		FACILITY AND LOCATION
1.	90-67	John Wayne Airport, Costa Mesa
2.	96-84	Kirkhill Rubber Company, Brea
3.	97-64	Gene Belk Fruit Packers, Bloomington
4.	90-29	Allied Mold and Die Corporation, Fontana

- \*11. **Revised Waste Discharge Requirements, Elsinore Sanitary Landfill, Riverside County** — Updated waste discharge requirements establishing monitoring and maintenance requirements for the closed Class III Elsinore Landfill.  
{Dixie Lass 909/782-3295 [dlass@rb8.swrcb.ca.gov](mailto:dlass@rb8.swrcb.ca.gov)} Order No. R8-2003-0045

12. **Resolution of Recognition - Inland Empire Utilities Agency** — The Regional Board will consider a resolution of recognition for Inland Empire Utilities Agency for innovative wastewater and sludge treatment and processing research, including process implementation.  
{Gerard J. Thibeault 909/782-3284 [gthibeau@rb8.swrcb.ca.gov](mailto:gthibeau@rb8.swrcb.ca.gov)} Resolution No. R8-2003-0081
13. **Wyle Laboratories Update** — Staff will provide an update on investigation activities at the Wyle Laboratories facility in the City of Norco, Riverside County (information item).  
{Robert L. Holub 909/782-3298 [rholub@rb8.swrcb.ca.gov](mailto:rholub@rb8.swrcb.ca.gov)}
14. **Stormwater Quality Standards Task Force Agreement** — The Board will be asked to consider authorizing the Chair to sign the Agreement forming the Task Force. The Task Force's purpose is to conduct work to support the triennial review of the Basin Plan. The Regional Board would be a party to the Agreement, with the same voting privileges as the member agencies, but would have no financial obligation.  
{Joanne E. Schneider (909/782-3287 [jschneid@rb8.swrcb.ca.gov](mailto:jschneid@rb8.swrcb.ca.gov))}
15. **Projects Needed to Implement the Watershed Management Initiative (WMI)** — The Board will consider approving a Regional Projects List (RPL) of activities and projects needed to implement the WMI, to improve staff's ability to manage regional water quality, and to improve our stakeholders' capacity to improve regional water quality. The RPL, prepared by staff with stakeholder input, will also guide grant applications toward priority project areas.  
{Mark G. Adelson 909/782-3234 [madelson@rb8.swrcb.ca.gov](mailto:madelson@rb8.swrcb.ca.gov)}
16. **Status Report on Rialto-Colton-Fontana Perchlorate Investigation** — Staff will provide an update on the progress of investigation of perchlorate pollution in this area (information item).  
{Ann E. Sturdivant 909/782-4904 [asturdiv@rb8.swrcb.ca.gov](mailto:asturdiv@rb8.swrcb.ca.gov)}
17. **Orange County Municipal Storm Water Permittees' Model Water Quality Management Plan (WQMP)** — Staff will provide information on the draft Model WQMP for implementing Best Management Plans (BMPs) at new developments and significant redevelopments, submitted by the permittees, as required under Order No. R8-2002-0010, the Orange County MS4 permit. Staff will also discuss staff's own comments, as well as comments received from the public regarding this submittal (information item).  
{Mark E. Smythe 909/782-4998 [msmythe@rb8.swrcb.ca.gov](mailto:msmythe@rb8.swrcb.ca.gov)}
18. **Administrative Civil Liability Complaint, PCH Beach Resort, LLC, Orange County** — The Board will consider whether to affirm, reject, or modify the proposed administrative civil liability complaint for violations of the General Permit for Storm Water Discharges Associated with Construction Activities.  
Administrative Civil Liability Complaint No. R8-2003-0024  
{Mark E. Smythe 909/782-4998 [msmythe@rb8.swrcb.ca.gov](mailto:msmythe@rb8.swrcb.ca.gov)}
19. **Administrative Civil Liability Complaint, Three Rings Ranch, Inc., Riverside County** — The Board will consider whether to affirm, reject, or modify the proposed administrative civil liability complaint for violations of the General Permit for Storm Water Discharges Associated with Construction Activities.  
Administrative Civil Liability Complaint No. R8-2003-0031  
{Milasol C. Gaslan 909/782-4419 [mgaslan@rb8.swrcb.ca.gov](mailto:mgaslan@rb8.swrcb.ca.gov)}
20. **Administrative Civil Liability Complaint, Whisper Ranch, San Bernardino County** — The Board will consider adoption of an order that includes the factual basis for its action during the April 4, 2003 Board meeting affirming Administrative Civil Liability Complaint No. R8-2003-0027.  
Administrative Civil Liability Complaint No. R8-2003-0080  
{Milasol C. Gaslan 909/782-4419 [mgaslan@rb8.swrcb.ca.gov](mailto:mgaslan@rb8.swrcb.ca.gov)}

21. **Administrative Civil Liability Complaint, Ralph Te Velde, San Bernardino County** — The Board will consider whether to affirm, reject, or modify the proposed administrative civil liability complaint for violation of the General Waste Discharge Requirements for Concentrated Animal Feeding Operations (Dairies and Related Facilities).  
Administrative Civil Liability Complaint No. R8-2003-0044  
{Stephen D. Mayville 909/782-4992 [smayvill@rb8.swrcb.ca.gov](mailto:smayvill@rb8.swrcb.ca.gov)}
22. **Mandatory Penalty Complaint, Irell & Manella LLP, Orange County** — The Board will consider whether to affirm the proposed mandatory penalty complaint for two serious violations of effluent limitations established in Waste Discharge Requirements, Order No. R8-2002-0007.  
Mandatory Penalty Complaint No. R8-2003-0059  
{Kenneth R. Williams 909/782-4496 [kwilliam@rb8.swrcb.ca.gov](mailto:kwilliam@rb8.swrcb.ca.gov)}
23. **Hazardous Waste and Sewage Spill Incident Report** — Lists of such incidents will be provided as an information item to the Regional Board (information item).  
{Kurt V. Berchtold 909/782-3286 [kberchto@rb8.swrcb.ca.gov](mailto:kberchto@rb8.swrcb.ca.gov)}
24. **Underground Storage Tanks Site Closure Report** — Regional Board Staff will provide to the Board a list of site closures that have occurred within the Region, as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728(d) (information item).  
{Kenneth R. Williams 909/782-4496 [kwilliam@rb8.swrcb.ca.gov](mailto:kwilliam@rb8.swrcb.ca.gov)}
25. **Underground Storage Tanks Corrective Action Plans** — Regional Board Staff will provide a list of sites where Corrective Action plans have been submitted within the Region, as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728 (information item).  
{Kenneth R. Williams 909/782-4496 [kwilliam@rb8.swrcb.ca.gov](mailto:kwilliam@rb8.swrcb.ca.gov)}
26. **Executive Officer's Report** (information item).  
{Gerard J. Thibeault 909/782-3284 [gthibeau@rb8.swrcb.ca.gov](mailto:gthibeau@rb8.swrcb.ca.gov)}
27. **Regional Board Member Communications** — Board Members may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Regional Board's jurisdiction. There will be no voting or formal action taken.
28. **Closed Session:** At any time during the regular session, the Regional Board may adjourn to a closed session to consider litigation, personnel matters, or to deliberate on a decision to be reached based upon evidence introduced during a hearing. Discussion of litigation is within the attorney/client privilege and may be held in closed session.

**Authority:** Government Code Section 11126 (a), (c)(3), and (e). Items which may be discussed in closed session by the Board include litigation related to:

1. Stringfellow Hazardous Waste Site, and
  2. Potential Litigation: Discussion of Executive Officer's referral to the District Attorney of Clean Water Act violations for criminal prosecution.
29. **Adjournment** to the regular meeting of August 22, 2003, at 9:00 a.m., at the Orange County Water District.

**NOTICES:** Any person who has a disability and requires special accommodation to participate in this Regional Board Meeting should contact Barbara Laffoon at 909/782-3285 [blaffoon@rb8.swrcb.ca.gov](mailto:blaffoon@rb8.swrcb.ca.gov) no later than ten (10) days prior to meeting.

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Standards Certification under Section 401 of the Federal Clean Water Act may do so by contacting Mark G. Adelson at (909) 782—3234.

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**BOARD INFORMATION SHEET**

**BOARD MEMBERS**

Carole H. Beswick, Chair  
Fred M. Ameri, Vice-Chair  
John B. Withers  
Jose J. Solorio  
Seymour D. Van Gundy  
Joan L. Dotson  
William Ruh  
Vacant  
Vacant

**APPOINTMENT CATEGORY**

County Government  
Industrial Water Use  
Water Quality  
Municipal Government  
Water Quality  
Water Supply  
Recreation, Fish and Wildlife  
Irrigated Agriculture  
Undesignated (Public)

**STATE BOARD LIAISON**

Peter S. Silva

**STAFF LEGAL COUNSEL**

Jorge Leon

**REGIONAL BOARD SENIOR STAFF**

Gerard J. Thibeault, Executive Officer  
Kurt V. Berchtold, Assistant Executive Officer, Ombudsman  
Joanne E. Schneider, Environmental Program Manager  
Robert L. Holub, Supervising Water Resource Control Engineer  
Michael J. Adackapara, Supervising Water Resource Control Engineer  
Gary D. Stewart, Chief of Surveillance and Enforcement  
Dixie B. Lass, Chief of Land Disposal  
Stephen D. Mayville, Chief of Dairies/Chino Basin  
Wanda Marquis-Smith, Chief of Basin Planning - Coastal Waters  
Hope A. Smythe, Chief of Basin Planning - Inland Waters  
Mark G. Adelson, Chief of Regional Planning Programs  
Mark E. Smythe, Chief of Stormwater - Coastal  
Milasol C. Gaslan, Chief of Stormwater - Inland  
Jun Martinez, Chief of Regulations  
Ann E. Sturdivant, Chief of SLIC/Department of Defense  
Kenneth R. Williams, Chief of Pollutant Investigations  
Dorothy Wolfinbarger, Regional Administrative Officer  
Barbara Laffoon, Executive Assistant

**GENERAL STATEMENT**

The primary duty of the Regional Board is to protect the quality of the waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality control plans for all ground and surface water bodies in the region and by prescribing and enforcing requirements on waste discharges. The specific responsibilities and procedures of the Regional Water Quality Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Control Act (Division 7, California Water Code).

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board and the staff welcome information on pertinent problems but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing one week before the scheduled meeting and only a summary of pertinent issues to be presented verbally. For each matter considered, relevant Regional Board files are incorporated into the record.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq.

#### DISCLOSURE STATEMENT

All persons who actively support or oppose the adoption of waste discharge requirements or NPDES permits pending before the Regional Board, must submit a statement to the board disclosing any contribution of \$250.00 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his/her agent, within the last twelve months to any Regional Board Member.

Also, all permit applications and all persons who actively support or oppose adoption of a set of waste discharge requirements and/or NPDES permits pending before the Regional Board are prohibited from making contributions of \$250.00 or more to any Board member for three months following a Regional Board decision on the permit application.

#### RIGHT TO PETITION

Any person affected adversely by a decision of the California Regional Water Quality Control Board, Santa Ana Region (Regional Board), may petition the State Water Resources Control Board (State Board) to review the decision. The petition must be received by the State Board within thirty days of the Regional Board's meeting at which the adverse action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request to the Regional Board.

NOTE: The agenda items are numbered for identification purposes only and will not necessarily be considered in the order listed. The Public Forum item will be limited to one hour.

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